IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.31097 of 2008
KANHAI RAI
Versus
STATE OF BIHAR
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2. 18.8.2008 Heard.

Bond of the petitioner was cancelled on account of his absence and also of no pairvi on his behalf in Sessions Trial no.179 of 1997 on 19.7.2003. The petitioner was arrested and was produced before the court below on 9.6.2008 and since thereafter he is in custody.

The contention of the petitioner was that he is a poor fellow and had gone out of State to earn his livelihood and had entrusted his pairvi to the advocate clerk, who faltered and as such the petitioner remained absent. It is contended that it was not an intentional act rather there is breach of confidence by the advocate clerk.

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Be that as it may and considering the fact that petitioner is in custody and the trial has not yet started, let petitioner, named above be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. District and Sessions Judge, F.T.C.-I, Vaishali at Hajipur in connection with S.Tr. no.179 of 1997 arising out of Patepur P.S. case no.123 of 1996.

(Dharnidhar Jha,J)

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